

DAC

Patent
Attorney's Docket No. 032326-072

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Nathalie FEYT et al) Group Art Unit: Unassigned PENDING
AUG 07 2001
Application No.: 09/646,564) Examiner: Unassigned OFFICE OF PETITIONS
Filed: September 20, 2000)
For: DEVICES FOR HIDING)
OPERATIONS PERFORMED IN A)
MICROPROCESSOR CARD)
)

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PETITION TO REVIVE ABANDONED APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

A Notification of Abandonment dated June 4, 2001 states that the above-identified application is abandoned for failure to respond to the Notification of Missing Requirements mailed October 17, 2000.

However, a response to the Notification of Missing Requirements, submitting a Declaration signed by the inventors, was filed on December 18, 2000, together with a one-month Petition for Extension of Time. Copies of the Response, Declaration and Petition for Extension of Time are enclosed herewith. Also enclosed is a copy of the post card receipt, which carries a Patent Office date stamp of December 18, 2000.

Accordingly, it is respectfully submitted that a timely response to the Notification of Missing Requirements was filed, and the application should not have been placed in an

abandoned status. Applicants hereby petition for removal of the abandoned status, and return of the application to the Examining Division.

In view of the foregoing facts, it is believed that no fee is due in connection with the filing of this Petition. If, however, a fee is required, the Commissioner is hereby authorized to charge any fees that may be due to the undersigned's Deposit Account No. 02-4800.

If the facts set forth above and the accompanying evidence are not deemed sufficient to remove the application from its abandoned status, the Commissioner is requested to provide an explanation of the basis for such a decision, and to conditionally treat this paper as a petition to revive the application under 37 C.F.R. §1.137(b), for unintentional abandonment, and accept the accompanying papers as a reply to the Notification of Missing Requirements. The fee for such petition should be charged to the above-noted Deposit Account. The entire delay in filing the reply, from the original due date to the filing of this Petition, was unintentional.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: James A. LaBarre

James A. LaBarre
Registration No. 28,632

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Date: August 6, 2001

Patent
Attorney's Docket No. 032326-072

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Nathalie FEYT et al

Application No.: 09/646,564

Filed: September 20, 2000

For: DEVICES FOR HIDING OPERATIONS
PERFORMED IN A
MICROPROCESSOR CARD

Group Art Unit: Unassigned

Examiner: Unassigned

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Assistant Commissioner for Patents
Washington, D.C. 20231

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OFFICE OF PETITIONS

Sir:

The following extension of time is requested to respond to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office which is dated October 17, 2000:

one month to December 17, 2000; the extension fee is:

\$55.00 (215) \$110.00 (115).

The shortened statutory period has been reset by an Advisory Action dated

An extension fee in the amount of \$110.00 is enclosed.

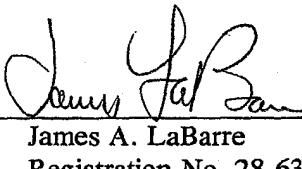
Charge \$ _____ to Deposit Account No. 02-4800.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By:


James A. LaBarre
Registration No. 28,632

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Date: December 18, 2000

DOCKETED

filed 12/18/00
JLB

(11/00)



Patent
Attorney's Docket No. 02326-072

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Nathalie FEYT et al) Group Art Unit: Unassigned
Application No.: 09/646,564) Examiner: Unassigned
Filed: September 20, 2000)
For: DEVICES FOR HIDING OPERATIONS)
PERFORMED IN A)
MICROPROCESSOR CARD)

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TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION

BOX: MISSING PART

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In complete response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office dated October 17, 2000, enclosed please find:

a Combined Declaration and Power of Attorney signed by the inventor(s) and the surcharge of [] \$65.00 (205) \$130.00 (105) as set forth in 37 C.F.R. § 1.16(e);

Note that the inventor(s) identified on the currently filed Combined Declaration and Power of Attorney are different than listed on the application filing papers.

a Request for Refund;

a Petition for Extension of Time;

a verified English translation of the Application, and the \$130.00 (139) fee as set forth in 37 C.F.R. § 1.17(k);

an Assignment document and a separate check for the Assignment recordation fee;

other _____;

a check in the amount of \$ 130.00 for the fee due for missing parts; and

charge \$ _____ to Deposit Account No. 02-4800 for the fee due for missing parts.

Transmittal Letter for Missing Parts of Application
Attorney's Docket No. 032326-072
Application No. 09/646,564
Page 2

[] Small entity status is hereby claimed.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

By: 
James A. LaBarre
Registration No. 28,632

Date: December 18, 2000

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COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY
(Includes Reference to Provisional and International (PCT) Applications)

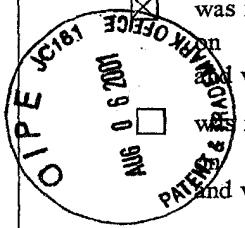
Attorney's Docket No.
032326-072

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;
I BELIEVE I AM THE ORIGINAL, FIRST AND SOLE INVENTOR (IF ONLY ONE NAME IS LISTED BELOW) OR AN
ORIGINAL, FIRST AND JOINT INVENTOR (IF PLURAL NAMES ARE LISTED BELOW) OF THE SUBJECT MATTER
WHICH IS CLAIMED AND FOR WHICH A PATENT IS SOUGHT ON THE INVENTION ENTITLED:

DEVICES FOR HIDING OPERATIONS PERFORMED IN A MICROPROCESSOR CARD

The specification of which (check only one item below):



is attached hereto.
was filed as United States Patent Application Number _____

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on September 20, 2000

OFFICE OF PETITIONS

and was amended on _____

(if applicable).

was filed as International (PCT) Application Number _____

and was amended on _____

(if applicable).

I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION,
INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE.

I ACKNOWLEDGE THE DUTY TO DISCLOSE TO THE U.S. PATENT AND TRADEMARK OFFICE ALL INFORMATION
KNOWN TO ME TO BE MATERIAL TO PATENTABILITY AS DEFINED IN TITLE 37, CODE OF FEDERAL
REGULATIONS, Sec. 1.56 (as amended effective March 16, 1992);

I do not know and do not believe the said invention was ever known or used in the United States of America before my or our
invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more
than one year prior to said application; that said invention was not in public use or on sale in the United States of America more
than one year prior to said application; that said invention has not been patented or made the subject of an inventor's certificate
issued before the date of said application in any country foreign to the United States of America on any application filed by me or
my legal representatives or assigns more than six months prior to said application;

I hereby claim foreign priority benefits under Title 35, United States Code, §§ 119 (a)-(e) of any foreign application(s) for patent
or inventor's certificate or of any International (PCT) Application(s) designating at least one country other than the United States
of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT
International (PCT) Application(s) designating at least one country other than the United States of America filed by me on the
same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. §119:

COUNTRY (if PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. §119
France	98/03471	20 March 1998	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

(APPLICATION NUMBER)

(FILING DATE)

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(APPLICATION NUMBER)

(FILING DATE)

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COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY (CONT'D)
(Includes Reference to Provisional and International (PCT) Applications)

Attorney's Docket
No. 032326-072

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States applications(s) or International (PCT) Application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to the patentability as defined in Title 37, Code of Federal Regulations § 1.56, which became available between the filing date of the prior application(s) and the national or international filing date of this application:

PRIOR U.S. APPLICATIONS OR INTERNATIONAL (PCT) APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. § 120:

I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the U.S. Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:

William L. Mathis	17,337	R. Danny Huntington	27,903
Robert S. Swecker	19,885	Eric H. Weisblatt	30,505
Platon N. Mandros	22,124	James W. Peterson	26,057
Benton S. Duffett, Jr.	22,030	Teresa Stanek Rea	30,427
Norman H. Stepno	22,716	Robert E. Krebs	25,885
Ronald L. Grudziecki	24,970	William C. Rowland	30,888
Frederick G. Michaud, Jr.	26,003	T. Gene Dillahunty	25,423
Alan E. Kopecki	25,813	Patrick C. Kean	32,858
Regis E. Slutter	26,999	B. Jefferson Boggs, Jr.	32,344
Samuel C. Miller, III	27,360	William H. Benz	25,952
Robert G. Mukai	28,531	Peter K. Skiff	31,917
George A. Hovanec, Jr.	28,223	Richard J. McGrath	29,195
James A. LaBarre	28,632	Matthew L. Schneider	32,814
E. Joseph Gess	28,510	Michael G. Savage	32,596

Gerald F. Swiss	30,113
Charles F. Wieland III	33,096
Bruce T. Wieder	33,815
Todd R. Walters	34,040
Ronni S. Jilions	31,979
Harold R. Brown III	36,341
Allen R. Baum	36,086
Steven M. duBois	35,023
Brian P. O'Shaughnessy	32,747
Kenneth B. Leffler	36,075
Fred W. Hathaway	32,236

21839

and:

Address all correspondence to:

James A. LaBarre
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

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AUG 13 2001

OFFICE OF PETITIONS

Address all telephone calls to: James A. LaBarre at (703) 836-6620.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

(CONT'D)

(Includes Reference to Provisional and International (PCT) Applications)

Attorney's Docket No.
032326-072FULL NAME OF SOLE OR FIRST INVENTOR
Nathalie FEYT

AUG 8 2001

SIGNATURE

DATE

30/10/2000

RESIDENCE (CITY & STATE/COUNTRY)
Bt 6 - 20 rue du Lieutenant J.P. Meschi, 13005 Marseille, FRANCECITIZENSHIP
FrancePOST OFFICE ADDRESS (HOME ADDRESS)
Bt 6 - 20 rue du Lieutenant J.P. Meschi, 13005 Marseille, FRANCEFULL NAME OF SECOND JOINT INVENTOR, IF ANY
Olivier BENOIT

SIGNATURE

DATE

06/10/2000

RESIDENCE (CITY & STATE/COUNTRY)
22 rue Rastegue, 13400 Aubagne, FRANCECITIZENSHIP
FrancePOST OFFICE ADDRESS (HOME ADDRESS)
22 rue Rastegue, 13400 Aubagne, FRANCEFULL NAME OF THIRD JOINT INVENTOR, IF ANY
David NACCACHE

SIGNATURE

DATE

11/11/2000

RESIDENCE (CITY & STATE/COUNTRY)
7, rue Chaptal, 75009, Paris, FRANCECITIZENSHIP
FrancePOST OFFICE ADDRESS (HOME ADDRESS)
7, rue Chaptal, 75009, Paris, FRANCE

FULL NAME OF FOURTH JOINT INVENTOR, IF ANY

SIGNATURE

DATE

RESIDENCE (CITY & STATE/COUNTRY)

CITIZENSHIP

POST OFFICE ADDRESS (HOME ADDRESS)

FULL NAME OF FIFTH JOINT INVENTOR, IF ANY

SIGNATURE

DATE

RESIDENCE (CITY & STATE/COUNTRY)

CITIZENSHIP

POST OFFICE ADDRESS (HOME ADDRESS)

FULL NAME OF SIXTH JOINT INVENTOR, IF ANY

SIGNATURE

DATE

RESIDENCE (CITY & STATE/COUNTRY)

CITIZENSHIP

POST OFFICE ADDRESS (HOME ADDRESS)

FULL NAME OF SEVENTH JOINT INVENTOR, IF ANY

SIGNATURE

DATE

RESIDENCE (CITY & STATE/COUNTRY)

CITIZENSHIP

POST OFFICE ADDRESS (HOME ADDRESS)

FULL NAME OF EIGHTH JOINT INVENTOR, IF ANY

SIGNATURE

DATE

RESIDENCE (CITY & STATE/COUNTRY)

CITIZENSHIP

POST OFFICE ADDRESS (HOME ADDRESS)

FULL NAME OF NINTH JOINT INVENTOR, IF ANY

SIGNATURE

DATE

RESIDENCE (CITY & STATE/COUNTRY)

CITIZENSHIP

POST OFFICE ADDRESS (HOME ADDRESS)

FULL NAME OF TENTH JOINT INVENTOR, IF ANY

SIGNATURE

DATE

RESIDENCE (CITY & STATE/COUNTRY)

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Inventor: Nathalie FEYAT et al.

Docket No.: 032326-072

Appl. No. 09/646,564

Filing Date: September 20, 2000

Date: December 18, 2000

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The following was/were received in the U.S. Patent and Trademark Office on the date stamped hereon:

51

- Amendment or Response
- Preliminary Amendment
- Reply Transmittal Letter
- Petition for 1 Month Extension of Time
- Submission of Formal Drawings w/ _ sheet(s) of drawings (Fig(s)). 1- _ w/ _ sheet(s) of red ink drawings
- Request for Approval of Drawing Changes w/ _ sheet(s) of red ink drawings
- Notice of Appeal
- Brief for Appellant
- Request for Oral Hearing
- Reply Brief
- Response to Restriction Requirement or Election of Species
- Terminal Disclaimer

- Certificate Under 37 C.F.R. § 3.73(b)
- Transmittal Letter for Missing Parts of Application
- Executed Declaration/Power of Attorney
- Assignment/Assignment Recordation Form Cover Sheet (PTO-1595)
- Claim for Convention Priority w/ _ certified copy(s)
- Information Disclosure Statement w/ _ document(s)
- Information Disclosure Citation (PTO-1449)
- Information Disclosure Statement
- Transmittal Letter
- Request for Corrected Notice of Recordation of Assignment w/ copy of Notice
- Request for Continued Examination

30

(10/00)

